



Atty. Dkt. No. 057491-0413

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Desmond MASCARENHAS
Title: NULL IGF FOR THE
TREATMENT OF CANCER
Appl. No.: 09/399,120
Filing Date: 09/20/1999
Examiner: Anish Gupta
Art Unit: 1654

STATEMENT OF SUBSTANCE OF INTERVIEW

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

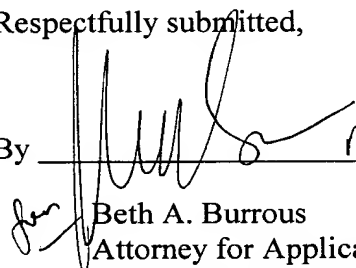
In accordance to 37 C.F.R. § 1.133, submitted herewith is a record of the substance of the interview on July 26, 2006, between Examiner Anish Gupta, regarding the above-captioned application. The statements made in the Interview Summary are correct.

Respectfully submitted,

Date November 22, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5475
Facsimile: (202) 672-5399

By


Beth A. Burrous
Attorney for Applicant
Registration No. 35,087



Interview Summary

Application No.

09/399,120

Applicant(s)

MASCARENHAS, DESMOND

Examiner

Anish Gupta

Art Unit

1654

All participants (applicant, applicant's representative, PTO personnel):

(1) Anish Gupta.

(3) _____.

(2) Kristel Schorr.

(4) _____.

Date of Interview: 26 July 2006.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: 22, 45 and 46.

Identification of prior art discussed: _____.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicants were requested to indicate support for the claimed limitation in claims 22, 45 and 46. Applicants stated that support could be found in references that have been incorporated by references. Applicants were told that incorporation by reference to Non patent literature of "essential material" was improper under 37 USC 1.57(c). Applicants requested that an office action be issued in the case.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required



IFW

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Filing Date: 09/20/1999
Examiner: Anish Gupta
Art Unit: 1654
Confirmation Number: 1886

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application and:

- [X] Statement of Substance of Interview of July 26, 2006 and Copy of Interview Summary received in the pending office action dated August 22, 2006.
- [X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.
- [X] The fee required for additional claims is calculated below:

Claims		Previously		Extra		Additional	
As	Amended	Paid For		Claims	Rate	Claims Fee	
				Present			
Total Claims:	45	- 45	=	0	x \$50.00	=	\$0.00

Independent Claims:	2	-	3	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL								=	\$0.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$0.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
Extension Fees Previously Paid:		\$0.00
TOTAL FEE:		\$0.00

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

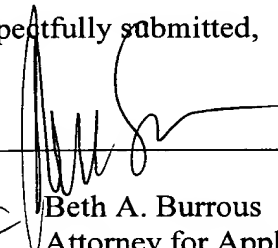
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date November 22, 2006

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5475
Facsimile: (202) 672-5399

Respectfully submitted,

By

 *pay 55,600*

for

Beth A. Burrous
Attorney for Applicant
Registration No. 35,087